

**REGULAR MEETING  
FEBRUARY 3, 2000**

The Ashland Board of Commissioners met in Regular Session in the Commission Chambers, City Building, Ashland, Kentucky, on Thursday, February 3, 2000, at the hour of 7:00 PM. Those present were Commissioners: Nancy Dickinson, Paul Reeves, Kevin Gunderson, Michael Stewart and Mayor A. R. Dunnigan, who presided. Also present were: William H. Fisher, Jr., City Manager; Richard W. Martin, Corporation Counsel; Deborah Musser, City Clerk; Mark Osborne, Fire Chief; Tom Kelley, Chief of Police; Tony Grubb, Finance Director; Marion Russell, Acting Director of Public Services; Tim Moore, Acting Assistant Director of Public Services; Douglas E. Burns, Director of Planning & Community Development; Mike Rogers, Mass Transit Superintendent; Bruce Craft, Recreation Division and Reporters.

The invocation was given by Commissioner Stewart.

The Pledge of Allegiance was conducted.

**AGENDA**

City Manager Fisher presented the agenda of February 3, 2000. Motion was made by Stewart, seconded by Reeves, to receive and file the agenda. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**MINUTES**

Motion was made by Stewart, seconded by Dickinson, to dispense with the reading and approve the minutes of the Regular Meeting held on December 2, 1999. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay – none. Motion passed.

**HEARINGS & REPORTS**

**Mayor's Comments** – A request was made to use the lights taken from the ballfield in Central Park when new lights were installed. Motion was made by Stewart, seconded by Dickinson, to lease the lights to Ashland National Little League for \$1.00 per year. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay – none. Motion passed.

**AMEND AGENDA**

Upon advice from bond counsel, refinancing should be considered in October since it would be better financially for the City. Motion was made by Stewart, seconded by Gunderson, to amend the agenda and remove New Business, Item (e). Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay – none. Motion passed.

**REGULAR MEETING FEBRUARY 3, 2000**  
**ORDINANCE NO. 8, 2000**

**OLD BUSINESS**  
**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 8, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING A. R. DUNNIGAN, MAYOR, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF ASHLAND AND KING'S DAUGHTERS' MEDICAL CENTER REGARDING AN ENCROACHMENT FOR THE INSTALLATION OF SIDEWALKS, LANDSCAPING AND PARKING IN THE ALLEY BETWEEN LEXINGTON AND MONTGOMERY AVENUES IN THE 2400 BLOCK ON THE CITY'S RIGHT-OF-WAY.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Ashland Board of City Commissioners hereby authorizes and directs A. R. Dunnigan, Mayor, to execute an agreement between the City of Ashland and King's Daughters' Medical Center regarding an encroachment for the installation of sidewalks, landscaping and parking in the alley between Lexington and Montgomery Avenues in the 2400 block which involves using a portion of the City's right-of-way. A copy of said agreement is attached hereto and made a part hereof by reference.

SECTION 2. All other ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/A. R. DUNNIGAN  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS:	January 20, 2000
READOPTED BY THE BOARD OF COMMISSIONERS:	February 3, 2000
PUBLISHED:	

**MOTION**

Motion was made by Gunderson, seconded by Stewart, to adopt Ordinance No. 8, 2000, at this its second reading. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**REGULAR MEETING FEBRUARY 3, 2000**  
**ORDINANCE NO. 9, 2000**

**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 9, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING PART VII. EXPENSE REIMBURSEMENT OF THE "PERSONNEL POLICIES AND PROCEDURES" AS ADOPTED BY ORDINANCE NO. 25, SERIES OF 1991, AS PREVIOUSLY AMENDED.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Part VII. Expense Reimbursement of the "Personnel Policies and Procedures" as adopted by Ordinance No. 25, series of 1991, as previously amended, being an ordinance entitled, "AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, UPDATING PERSONNEL POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN FOR THE CITY OF ASHLAND, KENTUCKY AND REPEALING ORDINANCE NO. 32, SERIES OF 1984, ORDINANCE NO. 72, SERIES OF 1984, ORDINANCE NO. 132, SERIES OF 1984, ORDINANCE 83, SERIES OF 1984, ORDINANCE NO. 66, SERIES OF 1985, ORDINANCE NO. 85, SERIES OF 1985 AND ORDINANCE NO. 113, SERIES OF 1987 AND ALL AMENDMENTS THERETO", be and said section is hereby amended. A copy of said amendment is attached hereto and made a part hereof by reference.

SECTION 2. All other ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance shall be in summary form.

/s/A. R. DUNNIGAN  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS:	January 20, 2000
READOPTED BY THE BOARD OF COMMISSIONERS:	February 3, 2000
PUBLISHED:	

**MOTION**

Motion was made by Stewart, seconded by Reeves, to adopt Ordinance No. 9, 2000, at this its second reading. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**REGULAR MEETING FEBRUARY 3, 2000**  
**ORDINANCE NO. 10, 2000**

**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 10, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING THE AUTHORIZED POSITIONS FOR THE DEPARTMENT OF PUBLIC SERVICES, DIVISION OF CUSTOMER SERVICE, AS ADOPTED BY ORDINANCE NO. 25, SERIES OF 1991, AS PREVIOUSLY AMENDED.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Authorized Positions adopted by Ordinance No. 25, series of 1991, as previously amended, being an ordinance entitled, "AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, UPDATING PERSONNEL POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN FOR THE CITY OF ASHLAND, KENTUCKY AND REPEALING ORDINANCE NO. 32, SERIES OF 1984, ORDINANCE NO. 72, SERIES OF 1984, ORDINANCE NO. 132, SERIES OF 1984, ORDINANCE NO. 83, SERIES OF 1984, ORDINANCE NO. 66, SERIES OF 1985, ORDINANCE NO. 85, SERIES OF 1985 AND ORDINANCE NO. 113, SERIES OF 1987 AND ALL AMENDMENTS THERETO", is hereby amended, such amendment shown by a single broken line through all deleted language and by underscoring all newly inserted language. A true copy of said amended Authorized Positions is attached hereto and made a part hereof by reference.

SECTION 2. All other ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/A. R. DUNNIGAN  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS:	January 20, 2000
READOPTED BY THE BOARD OF COMMISSIONERS:	February 3, 2000
PUBLISHED:	

**MOTION**

Motion was made by Stewart, seconded by Reeves, to adopt Ordinance No. 10, 2000, at this its second reading. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**REGULAR MEETING FEBRUARY 3, 2000**  
**RESOLUTION NO. 4, 2000**

**CONSENT AGENDA**

**RESOLUTION NO. 4, 2000**

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING, AUTHORIZING AND APPROVING THE COURSE OF ACTION RECOMMENDED BY THE CITY MANAGER ON THE ITEMS APPEARING ON THE CONSENT AGENDA FOR THE REGULAR MEETING OF THE BOARD OF CITY COMMISSIONERS OF **FEBRUARY 3, 2000**.

\* \* \* \* \*

BE IT RESOLVED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. The Board of City Commissioners hereby adopts, authorizes and approves the action recommended by the City Manager on each item appearing on the "Consent Agenda" for the meeting of **February 3, 2000**. Attached hereto and incorporated herein, as if set out in full, is a copy of the "Consent Agenda" hereby adopted, authorized and approved.

SECTION 2. This resolution shall be in full force and effect from and after its adoption, as required by law.

/s/A. R. DUNNIGAN  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: February 3, 2000

**MOTION**

Motion was made by Stewart, seconded by Reeves, to adopt Resolution No. 4, 2000. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**NEW BUSINESS**  
**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_\_, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING A. R. DUNNIGAN, MAYOR, TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF ASHLAND AND THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET REGARDING THE FIRE STATION AND RIGHT-OF-WAY FOR THE 29<sup>TH</sup> STREET PROJECT.

**REGULAR MEETING FEBRUARY 3, 2000**  
**ORDINANCE NO. \_\_, 2000**

**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING A. R. DUNNIGAN, MAYOR, TO EXECUTE A DEED OF CONVEYANCE BETWEEN THE CITY OF ASHLAND, KENTUCKY, AND THE COMMONWEALTH OF KENTUCKY CONVEYING CERTAIN REAL ESTATE ALONG 29<sup>TH</sup> STREET (PARCEL NO. 6) TO THE COMMONWEALTH OF KENTUCKY FOR THE USE AND BENEFIT OF THE TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS.

**MOTION**

Motion was made by Stewart, seconded by Reeves, to adopt Ordinance No. \_\_\_\_, 2000, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING A. R. DUNNIGAN, MAYOR, TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF ASHLAND AND CANON FINANCIAL SERVICES, INC. FOR A THREE-YEAR LEASE OF THE CANON IR600 WITH FINISHER D2.

**MOTION**

Motion was made by Stewart, seconded by Gunderson, to adopt Ordinance No. \_\_\_\_, 2000, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING A. R. DUNNIGAN, MAYOR, TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF ASHLAND AND THE XEROX CORPORATION FOR A THREE-YEAR LEASE OF THE XEROX 5885F.

**MOTION**

Motion was made by Stewart, seconded by Reeves, to adopt Ordinance No. \_\_\_\_, 2000,

**REGULAR MEETING FEBRUARY 3, 2000**  
**ORDINANCE NO. \_\_, 2000**

**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING ORDINANCE NO. 169, SERIES OF 1995, AS PREVIOUSLY AMENDED, COMMONLY REFERRED TO AS THE STOP SIGN ORDINANCE, AUTHORIZING THE INSTALLATION OF A PORTABLE STOP SIGN ON 17<sup>TH</sup> STREET AT ITS INTERSECTION WITH BATH AVENUE AND THE REMOVAL OF A PORTABLE STOP SIGN NEAR THE SOUTHEAST CORNER OF HOLY FAMILY SCHOOL AT THE INTERSECTION OF 10<sup>TH</sup> STREET AND CARTER AVENUE.

**MOTION**

Motion was made by Stewart, seconded by Dickinson, to adopt Ordinance No. \_\_\_\_, 2000, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, DESIGNATING ON CERTAIN STREETS OR PORTIONS OF STREETS WITHIN SAID CITY THAT TRAFFIC SHALL MOVE IN ONLY ONE DIRECTION, PROVIDING A PENALTY FOR THE VIOLATION THEREOF, AND REPEALING ORDINANCE NO. 45, SERIES OF 1978 AS AMENDED.

**MOTION**

Motion was made by Dickinson, seconded by Stewart, to adopt Ordinance No. \_\_\_\_, 2000, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_, 2000**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE SECTION 8 ADMINISTRATIVE PLAN FOR THE CITY OF ASHLAND COMMUNITY DEVELOPMENT AGENCY PUBLIC HOUSING AUTHORITY TO COVER THE REQUIREMENTS FOR THE SECTION 8 CERTIFICATE, MODERATE REHABILITATION AND VOUCHER PROGRAMS AND REPEALING ORDINANCE NO. 3, SERIES OF 1997 AND

**REGULAR MEETING FEBRUARY 3, 2000**  
**ORDINANCE NO. \_\_, 2000 CONTINUED**

**MOTION**

Motion was made by Stewart, seconded by Reeves, to adopt Ordinance No. \_\_\_\_, 2000, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**APPOINTMENTS**

Motion was made by Stewart, seconded by Reeves, approving the Mayor's appointment of:

Judy Robinson to the Commission on Human Rights to fill an unexpired term. Judy Robinson's appointment will expire December 31, 2001

Gerald Whitlow to the Commission on Human Rights to fill an expired term. Gerald Whitlow's appointment will expire on December 31, 2000

Edward Figgins to the Commission on Human Rights for a three (3) year term retroactive to December 31, 1999 and expiring on December 31, 2002

Trent True to the Commission on Human Rights for a three (3) year term retroactive to December 31, 1999 and expiring on December 31, 2002

David Welch to the Commission on Human Rights for a three (3) year term retroactive to December 31, 1999 and expiring December 31, 2002

Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay – none. Motion passed.

**OTHER NEW BUSINESS**

Motion was made by Gunderson, seconded by Stewart, to remove the speed bumps beside Gibson Brothers Furniture between Winchester and Greenup Avenues. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay – none. Motion passed.

**EXECUTIVE SESSION**

Motion was made by Stewart, seconded by Reeves, to go into Executive Session at 7:19 PM to discuss collective bargaining. Upon roll call, voting aye were Commissioners Dickinson, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay – none. Motion passed.

**RECONVENED**

The meeting reconvened at 7:47 PM and Mayor Dunnigan announced that the only item discussed was collective bargaining with no final action taken.

**ADJOURNMENT**

Mayor Dunnigan declared the meeting adjourned at 7:47 PM.

---